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\*Admitted only in Maryland  
•Admitted only in Virginia  
•Practice Limited to Federal Agencies

June 8, 2005

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Commissioner for Patents  
PO Box 1450  
Alexandria, VA 22313-1450

Art Unit 1647  
Examiner: R.K. Hunnicutt  
Attn: Mail Stop Amendment

Re: U.S. Utility Patent Application  
Application No. 09/869,565; Filed: October 17, 2001  
For: **PTH Receptor and Screening Assay Utilizing the Same**  
Inventors: GARDELLA *et al.*  
Our Ref: 0609.4730000/SRL/PAC

Sir:

Transmitted herewith for appropriate action are the following documents:

1. Second Supplemental Information Disclosure Statement;
2. Two pages of Form PTO-1449;
3. Copies of documents (AL5-AP5 and AL6-AM6) as listed on Form PTO-1449; and
4. Return postcard.

It is respectfully requested that the attached postcard be stamped with the date of filing of these documents, and that it be returned to our courier. In the event that extensions of time are necessary to prevent abandonment of this patent application, then such extensions of time are hereby petitioned.

The U.S. Patent and Trademark Office is hereby authorized to charge any fee deficiency, or credit any overpayment, to our Deposit Account No. 19-0036.

Respectfully submitted,

STERNE, KESSLER, GOLDSTEIN & FOX P.L.L.C.

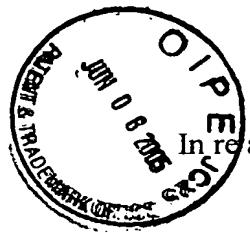
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SRL/PAC:dbj

Enclosures

Sterne, Kessler, Goldstein & Fox PLLC : 1100 New York Avenue, NW : Washington, DC 20005 : 202.371.2600 f 202.371.2540 : www.skgf.com

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

Gardella *et al.*

Appl. No.: 09/869,565

Filed: October 17, 2001

For: **PTH Receptor and Screening  
Assay Utilizing the Same**

Confirmation No.: 4604

Art Unit: 1647

Examiner: R.K. Hunnicutt

Atty. Docket: 0609.4730000/SRL/PAC

**Second Supplemental Information Disclosure Statement**

Commissioner for Patents  
PO Box 1450  
Alexandria, VA 22313-1450  
Sir:

Listed on accompanying Form PTO-1449 are documents that may be considered material to the examination of this application, in compliance with the duty of disclosure requirements of 37 C.F.R. §§ 1.56, 1.97 and 1.98.

The numbering on this Second Supplemental Information Disclosure Statement is a continuation of the numbering in Applicants' First Supplemental Information Disclosure Statement filed November 6, 2003, in connection with the above-captioned application.

Copies of all U.S. Patents and U.S. Patent Application Publications, cited on Form PTO-1449 as documents **AG1-AK1**, are not provided in accordance with 37 C.F.R. § 1.98(a)(2).

Copies of documents **AR38-AT38** are not provided in accordance with the U.S. Patent and Trademark Office OG notice of October 19, 2004, which states: "the requirement in 37 C.F.R. § 1.98(a)(2)(iii) for a legible copy of the specification, including the claims, and drawings of each cited pending U.S. patent application (or portion of the application which caused it to be listed) is *sua sponte* waived where the cited pending application is stored in the USPTO's IFW system."

Gardella *et al.*  
Appl. No. 09/869,565

A copy of each other document is included.

The Examiner's attention is directed to the following co-pending U.S. Patent Applications, which are directed to related technical subject matter:

U.S. Patent Application No. 09/475,158, Gardella *et al.*, filed December 30, 1999 and cited herewith as document **AR38**;

U.S. Patent Application No. 09/672,020, Gardella *et al.*, filed September 29, 2000 and cited herewith as document **AS38**; and

U.S. Patent Application No. 10/959,605, Bringhurst *et al.*, filed October 7, 2004 and cited herewith as document **AT38**.

The identification of these U.S. Patent Applications is not to be construed as a waiver of secrecy as to these applications now or upon issuance of the present application as a patent. The Examiner is respectfully requested to consider the cited applications and the art cited therein during examination.

Where the publication date of a listed document does not provide a month of publication, the year of publication of the listed document is sufficiently earlier than the effective U.S. filing date and any foreign priority date so that the month of publication is not in issue. Applicants have listed publication dates on the attached Form PTO-1449 based on information presently available to the undersigned. However, the listed publication dates should not be construed as an admission that the information was actually published on the date indicated.

Applicants reserve the right to establish the patentability of the claimed invention over any of the information provided herewith, and/or to prove that this information may not be prior art, and/or to prove that this information may not be enabling for the teachings purportedly offered.

Gardella *et al.*  
Appl. No. 09/869,565

This statement should not be construed as a representation that a search has been made, or that information more material to the examination of the present patent application does not exist. The Examiner is specifically requested not to rely solely on the material submitted herewith.

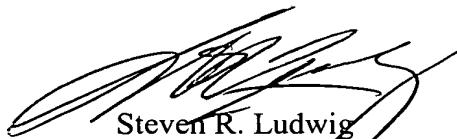
This Information Disclosure Statement is being filed before the mailing of a first Office Action after the filing of a Request for Continued Examination under 37 C.F.R. § 1.114. No statement or fee is required.

It is respectfully requested that the Examiner initial and return a copy of the enclosed Form PTO-1449, and indicate in the official file wrapper of this patent application that the documents have been considered.

The U.S. Patent and Trademark Office is hereby authorized to charge any fee deficiency, or credit any overpayment, to our Deposit Account No. 19-0036.

Respectfully submitted,

STERNE, KESSLER, GOLDSTEIN & FOX P.L.L.C.



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FORM PTO-1449

O I P E J C S  
JUN 08 2005  
SECOND SUPPLEMENTAL  
INFORMATION DISCLOSURE STATEMENT

ATTY. DOCKET NO.  
0609.4730000/SRL/PACAPPLICATION NO.  
09/869,565

## APPLICANTS

Gardella *et al.*

## FILING DATE

October 17, 2001

## ART UNIT

1647

## U.S. PATENT DOCUMENTS

EXAMINER INITIAL		DOCUMENT NUMBER	DATE	NAME	CLASS	SUB-CLASS	FILING DATE
	AA						
	AB						
	AC						
	AD						
	AE						
	AF						
	AG1	2003/0144209	07/31/2003	Bringhurst <i>et al.</i>			02/11/2003
	AH1	2003/0162256	08/28/2003	Juppner <i>et al.</i>			02/25/2003
	AII	2003/0166838	09/04/2003	Gardella <i>et al.</i>			07/11/2002
	AJ1	6,803,213	10/12/2004	Bringhurst <i>et al.</i>			05/30/2002
	AK1	2005/0026839	02/03/2005	Gardella			07/06/2004

## FOREIGN PATENT DOCUMENTS

EXAMINER INITIAL		DOCUMENT NUMBER	DATE	COUNTRY	CLASS	SUB-CLASS	TRANSLATION
	AL5	WO 00/23594	08/16/2001	WIPO			Yes No
	AM5	WO 00/31266	09/19/2001	WIPO			Yes No
	AN5	WO 00/40698	10/10/2001	WIPO			Yes No
	AOS	WO 03/009804	02/06/2003	WIPO			Yes No
	AP5	WO 2004/067021	08/12/2004	WIPO			Yes No

## OTHER (Including Author, Title, Date, Pertinent Pages, etc.)

AR	<u>38</u>	U.S. Patent Application No. 09/475,158, Gardella <i>et al.</i> , filed December 30, 1999 (NOT PUBLISHED)
AS	<u>38</u>	U.S. Patent Application No. 09/672,020, Gardella <i>et al.</i> , filed September 29, 2000 (NOT PUBLISHED)
AT	<u>38</u>	U.S. Patent Application No. 10/959,605, Bringhurst <i>et al.</i> , filed October 7, 2004 (NOT PUBLISHED)

EXAMINER	DATE CONSIDERED
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EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to Applicant.

FORM PTO-1449 <b>SECOND SUPPLEMENTAL</b> <b>INFORMATION DISCLOSURE STATEMENT</b>		ATTY. DOCKET NO. 0609.4730000/SRL/PAC	APPLICATION NO. 09/869,565
		APPLICANTS Gardella <i>et al.</i>	
		FILING DATE October 17, 2001	ART UNIT 1647

**U.S. PATENT DOCUMENTS**

EXAMINER INITIAL	DOCUMENT NUMBER	DATE	NAME	CLASS	SUB-CLASS	FILING DATE
AA	Q I P E J C O N S P A T E N T & T R A D E M A R K S O U T H A M E R I C A	JUN 08 2005				
AB						
AC						
AE						
AF						
AG						
AH						
AI						
AJ						
AK						

**FOREIGN PATENT DOCUMENTS**

EXAMINER INITIAL	DOCUMENT NUMBER	DATE	COUNTRY	CLASS	SUB-CLASS	TRANSLATION
AL6	WO 2004/093902	11/04/2004	WIPO			Yes No
AM6	WO 2005/009358	02/03/2005	WIPO			Yes No
AN						Yes No
AO						Yes No
AP						Yes No

**OTHER (Including Author, Title, Date, Pertinent Pages, etc.)**

AR		
AS		
AT		

EXAMINER	DATE CONSIDERED
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